

From: [Farolino, Shane](#)
To: [James Turner/R6/USEPA/US@EPA](#)
cc: [Jamie Bradsher/R6/USEPA/US@EPA](#); [Mark Peycke/R6/USEPA/US@EPA](#); [Farolino, Shane](#)
Subject: RE: Jones Hamilton 104(e) Response
Date: 04/07/2010 04:43 PM

Jim:

I will review this matter with my contact for JHC -- he is out this week on vacation, however. Thus, I will likely be next week before I am able to respond to your email below.

Thanks.

Shane

Shane A. Farolino
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From: Turner.James@epamail.epa.gov [mailto:Turner.James@epamail.epa.gov]
Sent: Wednesday, April 07, 2010 5:06 PM
To: Farolino, Shane
Cc: Bradsher.Jamie@epamail.epa.gov; Peycke.Mark@epamail.epa.gov
Subject: Jones Hamilton 104(e) Response

Mr. Farolino, in reviewing the CERCLA 104(e) response letter dated August 28, 2009 (and enclosures) of Robert James for the Jones-Hamilton Company (JHC) of Walbridge, Ohio, I have noted that in response to question no. 1, the answer was prefaced in part with the statement "Further, JHC requests that this information be held as confidential." It is unclear from the JHC letter what is considered to be confidential, since the information that immediately follows is nothing more than a list of JHC corporate officers, employees, and counsel who were represented as being involved in the preparation of the response, along with their corporate or law office contact information. Does this constitute a contention by JHC that all or some part its 104(e) response and enclosures is considered to be Confidential Business Information (CBI)? As you may be aware, EPA handling of CBI is governed by the regulations set forth at 40 CFR Part 2, Subpart B. I would appreciate your advising me (by reply to this email if desired) as to whether JHC is claiming that all or parts of its 104(e) response are CBI? If so, please describe the information JHC contends is covered by the claim. Thanks and take care.

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